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**UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF CALIFORNIA**

KEVIN LOYNACHAN, et al.	)	
Plaintiffs,	)	<b>Case: 2:22-cv-00841-WBS-JDP</b>
	)	
v.	)	
	)	
DARLENE SMILEY, et al.	)	<b>STIPULATION AND ORDER TO FILE</b>
	)	<b>FIRST AMENDED ANSWER OF</b>
Defendants.	)	<b>DEFENDANT SMILEY</b>
	)	
	)	
	)	

IT IS HEREBY STIPULATED, and respectfully requested, by and between Plaintiffs and Defendant (hereinafter, "the Parties") by and through their designated counsel, that:

WHEREAS, on 05/18/2022, Plaintiffs filed their Complaint. **(ECF No. 1).**

WHEREAS, on 06/16/2022, Defendants County of Siskiyou and Siskiyou County Sheriff's Deputy Darlene Smiley filed their Answer to Plaintiffs' Complaint. **(ECF NO. 5).**

**STIPULATION AND ORDER TO FILE FIRST AMENDED  
ANSWER OF DEFENDANT SMILEY**

WHEREAS, it was error to answer the complaint on behalf of the County of Siskiyou in that the County was not individually named as a defendant in plaintiffs' complaint, the only named defendants being "DARLENE SMILEY, in her individual capacity as a law enforcement officer for SISKIYOU COUNTY SHERIFF'S OFFICE, and DOES 1-50, inclusive."

NOW THEREFORE, the Parties STIPULATE TO and JOINTLY REQUEST that Defendant Darlene Smiley be allowed to file her First Amended Answer to Plaintiffs' Complaint.

IT IS SO AGREED.

Dated: 4/26/2023

/s/ Ty Clarke

Ty Clarke  
Attorney for Plaintiffs

Dated: 4/26/2023

/s/ James Wyatt

James Wyatt  
Attorney for Defendant

**IT IS SO ORDERED.**

Dated: April 28, 2023



**WILLIAM B. SHUBB**  
**UNITED STATES DISTRICT JUDGE**